

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

THE CHAMBERLAIN GROUP, INC.

Plaintiff,

v.

OVERHEAD DOOR CORPORATION, ET
AL.

Defendant.

Case No. 2:21-CV-0084-JRG

JURY TRIAL DEMANDED

**UNOPPOSED MOTION TO WITHDRAW MOTION FOR PARTIAL SUMMARY
JUDGEMENT OF INFRINGEMENT OF UNCONTESTED LIMITATIONS (DKT. 439)**

Plaintiff The Chamberlain Group, Inc. (“Chamberlain”) hereby respectfully moves the Court to Withdraw its Motion for Partial Summary Judgement of Infringement of Uncontested Limitations (Dkt. 439) to simplify and minimize the issues to be heard at the pretrial conference. Chamberlain reserves all rights relating to the arguments and evidence presented in the motion. Defendant is unopposed to this motion.

Date: November 21, 2022

Respectfully submitted,
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**COUNSEL FOR PLAINTIFF THE
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of the foregoing document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on November 21, 2022.

/s/ Melissa R. Smith

CERTIFICATE OF CONFERENCE

I hereby certify that Counsel for Plaintiff and Counsel for Defendant have complied with the meet and confer requirement in Local Rule CV-7(h) regarding this Motion by conferring via email on November 21, 2022. Counsel for Defendant indicated Defendant is unopposed to the relief sought herein.

/s/ Melissa R. Smith